

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Aime et al.

Examiner: Dameron Levest JONES

Serial No.: 10/516,781

Art Unit: 1618

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For: AGENTS FOR MAGNETIC IMAGING METHOD

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- 1) Transmittal: 2pp;
- 2) Amendment after Allowance: 7pp; and
- 3) Part B Fee Transmittal: 1pg.

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Amendment After Allowance Under 37 CFR §1.312

This Amendment After Allowance is being submitted in response to the Notice of Allowance & Fee Due, mail date May 26, 2010.

Applicants are filing the instant Amendment at the suggestion of the Examiner made in the telephone conversation between the Examiner and Attorney for Applicants on May 25, 2010. The Examiner has contacted Applicants attorney with a proposed Examiner's Amendment. Applicants' Attorney requested and was granted a chance to review the proposed amendments with her client before the issuance of a Notice of Allowance. A miscommunication occurred and the Notice and attached Examiner's Amendment proceeded to issue before an agreement was reached between the Examiner and Applicants' Attorney. Subsequently the Examiner instructed Applicants' Attorney to file an *Amendment After*

Allowance concurrently with the response to Notice of Allowance, i.e., submission of the Part B Fee Transmittal.

Under 37 CFR 1.312, it is understood that after the Notice of Allowance has been mailed, the instant application is “technically no longer under the jurisdiction of the primary examiner.” MPEP 714.16, pp 700-265. However, it is also understood that the examiner can “make examiner’s amendment and has [the] authority to enter amendments submitted after Notice of Allowance of an application which embody merely the correction of formal matters.....or formal matters in a claim without changing the scope thereof, or the cancellation of claims from the application, without forwarding to the supervisory patent examiner for approval”. MPEP 714.16, pp 70-266.

Applicants’ Attorney kindly requests that the following amendments be entered. Changes are shown from the Examiner’s Amendment included in the Notice of Allowance

Amendments begin on page 3 of this paper.

Remarks begin on page 7 of this paper.